

**NOTICE: THIS DECISION DOES NOT CREATE LEGAL PRECEDENT
AND MAY NOT BE CITED EXCEPT AS AUTHORIZED BY APPLICABLE
RULES. See Ariz. R. Supreme Court 111(c); ARCAP 28(c); Ariz. R. Crim. P. 31.24.**

FILED BY CLERK

DEC 10 2008

COURT OF APPEALS
DIVISION TWO

IN THE COURT OF APPEALS
STATE OF ARIZONA
DIVISION TWO

)	2 CA-JV 2008-0094
)	DEPARTMENT A
)	
IN RE CODY M.)	<u>MEMORANDUM DECISION</u>
)	Not for Publication
)	Rule 28, Rules of Civil
)	Appellate Procedure

APPEAL FROM THE SUPERIOR COURT OF PIMA COUNTY

Cause No. 17844001

Honorable Stephen M. Rubin, Judge Pro Tempore

AFFIRMED

Nuccio & Shirley, P.C.
By Salvatore Nuccio

Tucson
Attorneys for Minor

PELANDER, Chief Judge.

¶1 The county attorney filed a delinquency petition alleging that Cody M., a minor, had committed a single count of aggravated criminal damage, a class six felony. Pursuant to a plea agreement, the charge was amended to a class one misdemeanor and Cody admitted having damaged a window and “broke[n] a chain fence” at an elementary school.

The trial court adjudicated him delinquent and placed him on six months' probation. This appeal followed.

¶2 Counsel has filed a brief citing *Anders v. California*, 386 U.S. 738 (1967), and *State v. Leon*, 104 Ariz. 297, 451 P.2d 878 (1969), which also apply to delinquency proceedings. See *In re Maricopa County Juv. Action No. JV-117258*, 163 Ariz. 484, 486, 788 P.2d 1235, 1237 (App. 1989). He raises no arguable issues. Pursuant to our obligation under *Anders*, we have reviewed the record in its entirety and have found no error warranting reversal. We therefore affirm the juvenile court's adjudication and disposition orders.

JOHN PELANDER, Chief Judge

CONCURRING:

JOSEPH W. HOWARD, Presiding Judge

J. WILLIAM BRAMMER, JR., Judge